IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUIT NO.1800 OF 1987

Tropical Agrosystems Pvt. Ltd. & Anr. .. Plaintiffs.

V/s.

Patel Roadways Pvt. Ltd., .. Defendants.

Mr.S.N.Fadia for the plaintiffs.
Mr.S.N.Saudagar for the defendants.

CORAM : Dr.D.Y.CHANDRACHUD, J.
DATED : 23rd November, 2006.

P.C.

The suit is instituted in this Court for the recovery of damages for short delivery of goods which were entrusted to the defendants for transportation. The goods were to be carried from Madras to New Delhi. The suit is instituted on the footing that the defendants carry on business and have their registered office in Mumbai. The learned counsel appearing on behalf of the plaintiffs states that since the cause of action has not arisen within the jurisdiction of this Court, the suit may be returned for presentation

before the appropriate Court. The learned counsel for the defendant does not object. The suit, accordingly is returned for the presentation before the appropriate Court.

(Dr.D.Y.CHANDRACHUD, J.)